

REMARKS

In the Notice of Non-Compliant Amendment mailed September 4, 2008, the Examiner indicated that "[t]he status identifier of the claims 17-53 indicate that the claims are original. However, Applicant does not provide any text (with markings) to assert that the claim has not been changed relative to the immediate prior version, as required. On the other hand, if the claim is cancelled, then the status identifier is incorrect" Applicant has corrected the non-compliant portion of the Amendment, filed May 27, 2008, by submitting a corrected version of the "Amendments to the Claims" section, which correctly identifies claims 17-53 as "Canceled." Because this listing of claims replaces the listing of claims filed with the Amendment filed May 27, 2008 Applicants have maintained the remaining identifiers in this listing, just as if the listing were included in the prior Amendment. Accordingly, the Amendment is now in compliance with 37 C.F.R. § 1.121 and Applicants await an Action on the merits.

Reconsideration of this application and reexamination of the pending claims in view of the amendments and remarks provided in the Amendment filed May 27, 2008, and in view of the listing of claims included herein, are respectfully requested.

Although Applicants believe that no fee is required for this response, please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 2, 2008

By: Kay Henry Hill
Kay H. Hill
Reg. No. 62,833
(202) 408-4000